

young men of the State have been called to the colors in defense of their country, and that many more must shortly be called and thus lessen the ability of the farmers generally throughout the State to provide seed and feed for the coming year, creates an emergency and an imperative public necessity, which requires that the constitutional rule which provides that bills shall be read on three several days, be suspended, and said rule is hereby suspended, and that this Act take effect and be in force from and after its passage; and it is so enacted.

#### Engrossed Rider.

Amend House Bill No. 18 by striking out the word "when" in line 7, Section 11, and insert in lieu thereof the word "until."

Amend House Bill No. 18, page 5, Section 11, by changing the period at the end of said section to a semicolon, adding the following:

"Provided, that in the purchase of planting seed and feed herein provided for, the commissioners' court may first make application to the Bureau of Markets of the Texas Department of Agriculture for assistance in the purchase of these commodities, and that all the facilities of said department shall be at the service of different counties which are making use of the funds provided for by the provisions of this Act, to the end that said commodities may be purchased at the smallest possible cost."

Amend House Bill No. 18, page 6, Section 16, by adding to last paragraph in said section the following:

"One of the duties especially required of the Commissioner of Agriculture and his assistants under the provisions of this Act is the duty of assisting the commissioners' court of the different counties taking advantage of the provisions of this Act, in the purchase of planting seed and feed herein provided for, and whenever the commissioners' court, or county judge acting for said court of any county shall make application to the Commissioner of Agriculture for assistance in purchasing said commodities, the department shall render every assistance possible with the facilities at its command."

#### SEVENTH DAY.

Senate Chamber,  
Austin, Texas,

Tuesday, March 5, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro. Tem. Decherd.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Henderson.
Bailey.	Hopkins.
Bee.	Johnson of Hall
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Collins.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Faust.	Sulter.
Floyd.	Westbrook.
Gibson.	Woodward.

Absent.

Hall.

Absent—Excused.

Hudspeth.

McCollum.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

#### Petitions and Memorials.

See Appendix.

#### Committee Reports.

See Appendix.

#### Message From the Governor.

The private secretary to the Governor here appeared at the bar of the Senate with an executive message.

The same was laid before the Senate and read, as follows:

Governor's Office,

Austin, Texas, March 1, 1918.

To the Texas Senate:

Gentlemen: Section 12 of Article 4, of the Constitution, provides

that all vacancies filled by appointment of the Governor during recess of the Senate, shall be submitted to the Senate for its confirmation during the first ten days of its session.

In accordance with said provision, I ask the advice and consent of the Senate to the appointment of the following named persons:

Hon. J. L. Manry, Judge of the Ninth Judicial District, Polk County, vice Hon. L. B. Hightower, deceased.

Hon. E. A. Berry, Judge of the Twelfth Judicial District, Madison County, vice Hon. S. W. Dean, resigned.

Hon. Harvey M. Richey, Judge of the Seventy-fourth Judicial District, McLennan County, vice Hon. E. J. Clark, resigned.

Hon. C. H. Cain, District Attorney, Ninth Judicial District, Polk County, vice Hon. J. L. Manry, resigned.

Hon. M. C. Nelson, District Attorney, Thirty-sixth Judicial District, San Patricio County, vice Hon. B. D. Tarleton, resigned.

Hon. W. C. Jackson, District Attorney, Eighty-third Judicial District, Pecos County, vice Hon. Ben G. Smith, resigned.

Dr. Ralph Steiner, Member Board of Regents, University, Travis County, vice Hon. W. P. Allen, resigned.

Hon. J. A. Kemp, Member Board of Regents University, Wichita County, vice Dr. S. J. Jones, office vacated by proclamation.

Hon. E. O. Stebbins, Member Board of Managers Blind Institute, Travis County, vice Hon. H. S. Lawson, resigned.

Hon. J. Phipps, Board of Trustees Colored Deaf, Dumb and Blind Institute, Travis County, vice Hon. R. Lowry, resigned.

Hon. J. H. Savage, Board of Trustees Southwestern Insane Asylum, Bexar County, vice Hon. Albert Steves, Jr., resigned.

Dr. J. P. Arnold, Board of Dental Examiners, Harris County, vice Hon. E. C. Belbeze, resigned.

Miss Mildred Bridges, Board of Nurse Examiners, Tarrant County, vice Miss S. E. Fifer, resigned.

Hon. J. V. Taylor, Board of Embalmers, Jefferson County.

Hon. John LeGory, State Mining Board, Houston County, vice Hon. F. L. Denison, resigned.

Hon. W. T. Potter, Board of Water Engineers, El Paso County.

Hon. R. J. Windrow, Board of Water Engineers, McLennan County, vice Hon. J. C. Nagle, resigned.

Hon. James R. Wiley, Chairman, Industrial Accident Board, Montague County.

Hon. D. W. Odell, Chairman, Industrial Accident Board, Tarrant County, vice Hon. James R. Wiley, resigned.

Hon. E. K. Marrast, Public Weigher for Galveston County.

Hon. O. R. Hoecker, Public Weigher for Galveston County.

Hon. J. F. Bleike, Public Weigher for Galveston County.

Hon. C. M. Wolston, Public Weigher for Galveston County.

Hon. J. E. Labuzen, Public Weigher for Galveston County.

Hon. Tom R. Poole, State Council of Defense, Hunt County, vice Hon. Silas Hare, resigned.

Dr. S. P. Rice, State Council of Defense, Falls County.

Hon. Louis J. Wortham, State Council of Defense, Tarrant County.

Hon. Curtis Hancock, Chairman, State Highway Commission, Dallas County, vice Hon. Curtis Hancock, resigned.

Hon. J. G. Fowler, Member State Highway Commission, Bexar County, vice Hon. H. C. Odle, resigned.

Hon. R. M. Hubbard, Member State Highway Commission, Bowie County, vice Hon. Thos. R. McLean, resigned.

Hon. Goree Ashford, Member Board of Managers, Hospital for Negro Insane, Walker County.

Hon. W. T. Norman, Member Board of Managers, Hospital for Negro Insane, Cherokee County.

Hon. Fred Horton, Member Board of Managers, Hospital for Negro Insane, Hunt County.

Rev. S. M. Tenney, Member Board of Managers, Hospital for Negro Insane, Cherokee County.

Hon. A. M. Barton, Member Board of Managers, Hospital for Negro Insane, Anderson County.

Hon. E. L. Gregg, Member Board of Managers, Hospital for Negro Insane, Cherokee County, vice Hon. F. B. Guinn; did not qualify.

Hon. Geo. F. Howard, Secretary of State, Harris County, vice Hon. C. J. Bartlett, resigned.

Hon. Bruce W. Bryant, Superinten-

dent Public Buildings and Grounds, Haskell County, vice Hon. Charles L. Stowe, resigned.

Hon. Walter F. Woodul, Assistant Adjutant General, Webb County.

Hon. T. C. Jennings, Labor Commissioner, Jefferson County, vice Hon. Frank Swor, resigned.

Dr. T. B. Fisher, State Board of Health, Dallas County, vice Dr. W. D. Littler, resigned.

Hon. S. W. Inglish, State Fire Marshal, Cooke County.

Respectfully submitted,

W. P. HOBBY,  
Governor of Texas.

On motion of Senator Johnson, the message was referred to the Committee on Nominations of the Governor.

#### Executive Session—Time Set.

On motion of Senator Lattimore next Tuesday morning, at eleven o'clock, was set as the hour for the Senate to go into executive session for the consideration of the appointments submitted by the Governor.

#### Bills and Resolutions.

By Senator Johnston of Harris:

S. B. No. 16, A bill to be entitled "An Act to suspend certain provisions of Chapter 146 General Laws of 1913, page 297 et seq., during the period of the war between the United States and the Imperial German Government, and for twelve months after the President shall have proclaimed that a treaty of peace has been concluded, and declaring an emergency."

Read first time and referred to the Committee on Civil Jurisprudence.

By Senator Johnson of Hall:

S. B. No. 17, A bill to be entitled "An Act to amend Article 1361, Chapter 2, of the Revised Civil Statutes of Texas of 1911, so as to permit the organization or reorganization of unorganized or disorganized counties upon a petition expressing such desire, signed by not less than seventy-five qualified voters, residing in such unorganized or disorganized county, and declaring an emergency."

Read first time and referred to Committee on Counties and County Boundaries.

#### Simple Resolution No. 22.

Whereas, We have just noticed from press reports of the death of Cecil D. McHenry, of the Quartermaster's Corps of the United States army now stationed in France, who died of gunshot wounds received while in service; and

Whereas, The said Cecil D. McHenry was at one time a valued and efficient employe of this body, and we mourn the loss of our former employe and another gallant soldier who has given his life for the cause of democracy and humanity; now therefore, be it

Resolved, That we as a body express our sympathy to his family who reside in Georgetown, Texas, and that this resolution be printed in today's Journal and a copy of same be mailed to his family.

ROBBINS.

The resolution was read and unanimously adopted.

Morning call concluded.

#### Senate Bill No. 15.

The Chair laid before the Senate on third reading:

S. B. No. 15, A bill to be entitled "An Act to amend Article 7447, Chapter 5, Title 126, of the Revised Civil Statutes of Texas, of 1911, so as to hereafter provide that no license shall be granted to any dealer in either spirituous, vinous or malt liquors except within incorporated cities or towns and prescribing the distance from certain institutions and places within which no license for such business shall be granted, and declaring an emergency."

The bill was read third time and Senator Suiter offered the following amendment:

(1) Amend the Senate Bill No. 15 by striking out the word "village" where it appears in said bill.

The amendment was read and adopted by the following vote:

Yeas—22.

Alderdice. Buchanan of Scurry.  
Buchanan of Bell. Collins.

Dayton.	Lattimore.
Dean.	McNealus.
Decherd.	Page.
Floyd.	Robbins.
Gibson.	Smith.
Henderson.	Strickland.
Hopkins.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	Woodward.

Nays—5.

Bailey.	Faust.
Bee.	Parr.
Clark.	

Absent.

Caldwell.	Hudspeth.
Hall.	

Absent—Excused.

McCollum.

Senator McNealus offered the following amendment which was read:  
Amend Senate bill No. 15 by striking out in line 19, page 1, the words "300 feet of a" and insert in lieu thereof the words "ten miles of any public school, any."

McNEALUS.

Senator Bee made the point of order that the amendment is not germane.

The point of order was overruled. Action recurred upon the amendment and the same was lost by the following vote:

Yeas—5.

Alderdice.	McNealus.
Buchanan of Bell.	Woodward.
Buchanan of Scurry.	

Nays—22.

Bailey.	Hopkins.
Bee.	Johnson of Hall.
Clark.	Johnston of Harris.
Collins.	Lattimore.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Faust.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Henderson.	Westbrook.

Absent.

Caldwell.	Hall.
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Absent—Excused.

Hudspeth.	McCollum.
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The bill was laid before the Senate, read third time and, on motion of Senator Suiter, was passed by the following vote:

Yeas—18.

Alderdice.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Collins.	Robbins.
Dayton.	Smith.
Dean.	Strickland.
Decherd.	Suiter.
Floyd.	Westbrook.
Hopkins.	Woodward.

Nays—7.

Bailey.	Johnston of Harris.
Bee.	Page.
Clark.	Parr.
Faust.	

Present—Not Voting.

Gibson.	Henderson.
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Absent.

Caldwell.	Hall.
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Absent—Excused.

Hudspeth.	McCollum.
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Pairs Recorded.

Senator Gibson (present), who would vote "yea"; Senator Caldwell (absent), who would vote "nay."

Senator Henderson (present), who would vote "yea"; Senator Hall (absent), who would vote "nay."

Senator Suiter moved to reconsider the vote by which the bill was passed and table the motion to reconsider.

The motion to table prevailed.

### Resolution Signed.

The Chair, President Pro Tem. Decherd, gave notice of signing and did sign in the presence of the Senate, after its caption had been read, the following:

H. J. R. No. 1, Ratifying an amendment to the Constitution of the United States of America, passed by the Sixty-fifth Congress of the United States of America at its Second Session, which amendment provides in substance that one year after the ratification of the amendment the manufacture,

sale or transportation of intoxicating liquors within, the importation thereof into, or the exportation thereof from the United States, and all territory subject to the jurisdiction thereof, for beverage purposes is prohibited; that Congress and the several States shall have concurrent power to enforce this article by appropriate legislation, and providing further that this article shall be inoperative unless it shall have been ratified as an amendment to the Constitution within seven years from the date of submission to the States by Congress.

### Senate Concurrent Resolution No. 3.

The Chair laid before the Senate, Senate Concurrent Resolution No. 3, as follows:

Whereas, There is an imperative necessity that a maximum of production be reached in Texas this year to supply our own citizens with the necessities of life and to feed our army as well as the people and military forces of our associates that victory may be speedily achieved in the world war; and

Whereas, Many of our young farmers who have their lands ready for planting are being taken from their farms through the present draft, and will lose the work already done along the lines of food production, now therefore, be it

Resolved, by the Senate, the House of Representatives concurring, that the Secretary of War and those in charge of mobilizing our army be requested to allow, so far as the exigences of the hour will permit, those of the present draft who have been actually engaged in agricultural pursuits to remain as long as possible on their farms, and that they be urged to exert their most active efforts in the further planting of crops and in the performance of their every duty looking to the production of food and feed.

CLARK.  
DAYTON.

Senator Clark moved that the resolution be laid on the table subject to call.

As a substitute Senator Page moved to table the resolution which motion prevailed by the following vote:

Yeas—24.

Alderdice.	Johnson of Hall.
Bailey.	Johnston of Harris.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Collins.	Page.
Dean.	Parr.
Decherd.	Robbins.
Faust.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Nays—2.

Clark. Smith.

Present—Not Voting.

Bee.

Absent.

Caldwell. Hall.  
Dayton.

Absent—Excused.

Hudspeth. McCollum.

Pair Recorded.

Senator Bee (present), who would vote "yea"; Senator Dayton (absent), who would vote "nay."

Reasons for Vote.

I vote to table Senate Concurrent Resolution No. 3, because Woodrow Wilson has a better idea of how to run this Government, and win this war than I have and I am perfectly willing to leave all such measures up to him, and his war cabinet. I don't want to rock the boat in these perilous times.

STRICKLAND.

### Messages from the Governor.

Mr. S. Raymond Brooks, from the executive office, here appeared at the bar of the Senate with the following messages, which were laid before the Senate:

Governor's Office,  
Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. George W. Mendell, Jr., of Travis County, I submit for your consideration an Act to amend Articles 475 and 476 of the Penal Code of



the State of Texas prohibiting the carrying of deadly weapons.

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Governor's Office,  
Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session:

Gentlemen: At the request of Hon. J. T. Tilson of Hale County, I submit for your consideration an Act to prevent horses and certain other animals from running at large in Armstrong County.

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Governor's Office,  
Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. F. R. Smith of Scurry County, I submit the following subject for your consideration: "An Act to establish Common School District No. 19 in Dickens County, so as to include certain lands heretofore in Common School District No. 1 of said Dickens County, Texas."

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Governor's Office,  
Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. Henry Sackett of Coleman County, I submit the following subject for your consideration: "An Act to diminish and to reestablish the limits of Talpa Independent School District."

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Governor's Office,  
Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: I submit for your consideration the following subject: "An Act to suspend certain provisions of Chapter 146, General Laws of 1913, page 297 et seq. during the period of the war between the United States and the Imperial German

Government, and for twelve months after the President shall have proclaimed that a treaty of peace has been concluded, and declaring an emergency."

Accompanying this message, I submit for your consideration letters from a committee representing the Game, Fish and Oyster Department, of Texas, wholesale fish, oyster and shrimp dealers along the Texas coast, and also a letter from Hon. E. A. Peden, United States Food Administrator for Texas.

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Houston, Texas, Feb. 28, 1918.

Hon. W. P. Hobby, Governor of Texas, Austin, Texas.

Dear Sir: The undersigned, constituting a committee representing, respectively, the Game, Fish and Oyster Department of Texas, wholesale fish, oyster and shrimp dealers along the Texas coast and the United States Food Administration for Texas, charged with the duty of investigating and suggesting a relief of conditions created by the scarcity of fish, oysters and shrimp produced from Texas' coast waters and the urgent necessity for the increase thereof as food products, represent:

After careful consideration we have concluded that the situation can be materially remedied by the enactment of a bill by the present Legislature suspending for the period of the war restrictions relating to the taking of fish, oysters and shrimp from salt waters on the Texas coast. We have prepared a bill which is attached hereto as embodying the essential conclusions reached by us, they being the same conclusions reached at a meeting held at the Bender Hotel, Houston, on January 3, 1918, attended by the U. S. Food Administrator for Texas, some 125 fishermen and wholesale fish dealers, representatives of the Game, Fish and Oyster Department of Texas and also being the conclusions reached at a conference held in New Orleans, Louisiana, on February 2, 1918, attended by the U. S. Food Administrators for the gulf states and representatives of the various game, fish and oyster departments of such states, and representatives of fishermen and wholesale dealers in fish, oysters, etc.

We respectfully request that you submit to the present Legislature the bill hereto attached and urge its immediate enactment by the Legislature with the emergency clause as a war measure tending to conserve the supply of red meat by increasing the production of fish, oysters and shrimp.

Respectfully submitted,  
(Signed)

ROY JACKSON,  
DUNCAN RUTHVEN,  
(Representing Wholesale Fish Dealers).

T. E. HUBBY,  
V. G. THOMAS,  
(Representing Game, Fish and Oyster Department of Texas).

S. A. McMEANS,  
J. F. WOLTERS,  
(Representing United States Food Administration).

I have read the above letter and the bill to which it refers and same meets my unqualified approval, and I join in the request made in the letter for the submission of the bill to the Legislature and its enactment for the reasons stated in said letter.

(Signed)

E. A. PEDEN,  
U. S. Food Administrator for Texas.

#### A BILL To be entitled

An Act to suspend certain provisions of Chapter 146, General Laws of 1913, page 297 et seq., during the period of the war between the United States and the Imperial German Government, and for twelve months after the President shall have proclaimed that a treaty of peace has been concluded, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That during the period of the war between the United States and the Imperial German Government and for twelve months after the President shall have proclaimed that a treaty of peace has been concluded the provisions contained in Chapter 146, General Laws of Texas, 1913, page 297 et seq., providing for a closed season against seining for fish in the salt waters on the Texas coast during June, July and August; the provisions limiting the length of

seines to be used in taking shrimp; the provisions restricting the size of red fish to be taken and sold to twelve pounds in weight, be and are hereby suspended; provided further, that red fish, speckled trout, and mackerel under eleven inches in length and flounder, sheep head and pompano under one-half pound in weight shall not be taken and sold; and provided further that the right to take and sell oysters shall include the month of April.

Sec. 2. The fact that the United States Food Administrator for the State of Texas urges this legislation as necessary to increase the production of fish, oysters and shrimp during the period of the war between the United States and the Imperial German Government, and the crowded condition of the calendar at this time and the short duration of this session creates an emergency and an imperative public necessity, which requires that the constitutional rule providing that bills be read on three several days be suspended and said rule is hereby suspended and that this Act take effect and be in force from and after its passage, and it is so enacted.

(Senator Smith in the chair.)

#### House Bill No. 14.

Senator Dean called up from the table and the Chair laid before the Senate on second reading:

H. B. No. 14, A bill to be entitled "An Act to prohibit making an appointment for, or soliciting any person in the service of the United States military or naval forces, to meet or come in contact with any immoral woman, for the purpose of unlawful sexual intercourse, and declaring an emergency."

On motion of Senator Dean the bill was passed to its third reading.

The bill having already been read on two several days, was laid before the Senate, read third time and, on motion of Senator Dean, was passed by the following vote:

Yeas—27.

Alderdice.	Buchanan of Scurry.
Bailey.	Caldwell.
Bee.	Clark.
Buchanan of Bell.	Collins.

Dean.	Lattimore.
Decherd.	McNealus.
Faust.	Page.
Floyd.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Henderson.	Sulter.
Hopkins.	Westbrook.
Johnson of Hall.	Woodward.
Johnston of Harris.	

**Absent.**

Dayton.	Strickland.
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**Absent—Excused.**

Hudspeth.	McCollum.
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Senator Dean moved to reconsider the vote by which the bill was passed and table the motion to reconsider.

The motion to table prevailed.

**Recess.**

At 11:40 o'clock a. m., the Senate, on motion of Senator Collins recessed until 2:30 o'clock p. m. today.

**After Recess.**

(Afternoon Session.)

The Senate was called to order by President Pro Tem. Decherd and by unanimous consent stood at ease for thirty minutes.

**Messages from the Governor.**

The private Secretary of the Governor, Mr. Jno. D. McCall, here appeared at the bar of the Senate with several executive messages, which were laid before the Senate, and are as follows, to wit:

Governor's Office.

Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Senator W. A. Johnson, and Hon. W. H. Bledsoe and Hon. J. T. Tilson, I submit for your consideration the subject of amending Article 1361, Chapter 2, Title 28, of the Revised Civil Statutes so as to provide for the organization of such unorganized or disorganized counties in

the State, upon the petition of 75 qualified voters residing in such organized or disorganized county.

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Governor's Office.

Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. W. H. Bledsoe, I submit for your consideration the following subject: "Amending Chapter 4, of the laws of the regular session of the Thirty-third Legislature, so as to change the time of holding district court in the various counties of the Seventy-second Judicial District of Texas."

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

Governor's Office.

Austin, Texas, March 5, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Hon. Eugene Nordhaus of Bexar County, I submit the following subject for your consideration: "An Act relating to the manner of summoning jurors in all counties in this State having three or more district courts."

Respectfully submitted,  
W. P. HOBBY,  
Governor of Texas.

**House Bill No. 18.**

Senator Buchanan of Scurry asked unanimous consent to take up House Bill No. 18.

There was objection by Senator Woodward.

Senator Buchanan of Scurry moved that the regular order of business be suspended, and the Senate take up out of its order House Bill No. 18.

The motion was lost by the following vote:

Yeas—13.

Alderdice.	Collins.
Bee.	Dayton.
Buchanan of Scurry.	Decherd.
Clark.	Hopkins.



Johnson of Hall. Smith.  
Johnston of Harris Westbrook.  
Lattimore.

Nays—10.

Bailey.	Hall.
Dean.	Henderson.
Faust.	Page.
Floyd.	Strickland.
Gibson.	Woodward.

Present—Not Voting.

Robbins.

Absent.

Buchanan of Bell.	Parr.
Caldwell.	Sulter.
McNealus.	

Absent—Excused.

Hudspeth.	McCollum.
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#### House Bill No. 18 as Special Order.

By unanimous consent and on request of Senator Buchanan of Scurry, House Bill No. 18 was set as a special order for next Thursday at the conclusion of the morning call.

#### House Concurrent Resolution No. 3.

The Chair laid before the Senate: H. C. R. No. 3, Inviting Miss Von Gastel to address the Thirty-fifth Legislature.

On motion of Senator Dayton, the resolution was read and adopted.

#### Adjournment.

At 3:30 o'clock p. m., the Senate on motion of Senator Bailey adjourned until 10 o'clock tomorrow morning.

#### APPENDIX.

##### Petitions and Memorials.

Senator Bailey offered a numerous signed petition from citizens of Refugio, opposing the amendment of the Terrell Election Law.

Telegrams favoring woman suffrage were received and offered by the following Senators:

Robbins, from citizens of Houston.  
Collins, from citizens of Houston.  
President Pro Tem. Decherd, sev-

eral telegrams from Houston and San Antonio, also from Texarkana.

Senator Clark offered a telegram urging an appropriation to refund amount of unexpired liquor license, and amount of war tax paid on unsold liquor.

The Chair laid before the Senate a telegram from Hon. W. J. Bryan, stating that he would not be able to address the Legislature before next May.

The Chair laid before the Senate telegram inviting the Legislature to be present at the unveiling and dedication of tablets commemorating the heroes of the Alamo, to be held at San Antonio, March 6.

#### Committee Reports.

##### Committee Room,

Austin, Texas, March 4, 1918.

Hon. E. A. Decherd, President Pro Tem. of the Senate.

Sir: Your Committee on Agricultural Affairs, to whom was referred H. B. No. 18, A bill to be entitled "An Act authorizing counties acting through their commissioners' courts to purchase seed to be planted on farms in such counties by residents thereof, who are poor and unable to procure same, and to purchase feed for the work stock of such residents, etc. and declaring an emergency."

Have had the same under consideration and I am directed to report the same back to the Senate with the recommendation that said bill be passed and be not printed.

GIBSON, Acting Chairman.

##### Committee Room,

Austin, Texas, March 5, 1918.

Hon. E. A. Decherd, President Pro Tem. of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 9, A bill to be entitled "An Act to prevent and prohibit in time of war the sale, barter or exchange of spirituous, vinous and malt liquors or medicated bitters capable of producing intoxication, within ten miles of any fort, arsenal, training camp, cantonment, aviation field or school where soldiers, sailors, marines or aviators are being quartered, held or trained or quartered, or where ships are being built under

contract with the government of the United States in time of war in any branch of the army or navy of the United States; to prevent and prohibit the transportation of such liquors into such territory; to provide against application for suspended sentence in such cases; to prohibit the issuance of liquor licenses in such territory; to provide suitable punishments in such cases, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass with the following committee amendment:

Amend the bill, page 4, line 5, by striking out the words "its passage" and inserting in lieu thereof the following: "April 15, 1918."

PAGE, Chairman.

(Floor Report.)

Senate Chamber,  
Austin, Texas, March 4, 1918.

Hon. E. A. Decherd, President Pro Tem. of the Senate.

Sir: Your Committee on Finance, to whom was referred

H. B. No. 21, A bill to be entitled "An Act making appropriation of two thousand dollars, as a fund to the Agricultural and Mechanical College at Bryan, Texas, for the purpose of experimenting and treatment of the Yucca Filamentosa, with the view of preparing same for stock food, this plant being in great abundance in the drouth stricken section of the State, and providing an emergency."

Have had the same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

Caldwell, Vice-Chairman; Parr, Page, Dean, Bee, Decherd, Clark, Johnson, Hopkins.

#### EIGHTH DAY.

Senate Chamber,  
Austin, Texas,  
Wednesday, March 6, 1918.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Decherd.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Henderson.
Bailey.	Hopkins.
Bee.	Johnson, of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Collins.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Faust.	Suiter.
Floyd.	Westbrook.
Gibson.	Woodward.
Hall.	

Absent—Excused.

Hudspeth. McCollum.

Prayer by Rev. J. R. Nelson of Fort Worth.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

#### Bills Signed.

The Chair, President Pro Tem. Decherd, gave notice of signing and did sign in the presence of the Senate, the following:

H. B. No. 10, A bill to be entitled "An Act to amend Article 611 of the Penal Code of Texas, adopted in 1911, so as to prohibit the sale of spirituous or vinous liquors in quantities of one gallon or less, without taking out a license as a retail liquor dealer; prescribing a penalty for the violation of this Act; providing that prosecutions under this Act shall have precedence upon the dockets of the district court; providing that persons convicted of violations of this Act shall not have the benefits of the suspended sentence act, and declaring an emergency."

H. B. No. 11, A bill to be entitled "An Act to amend Article 612 of the Penal Code of Texas, adopted in 1911, so as to prohibit the sale of malt liquors capable of producing intoxication, in quantities of one gallon or less without taking out a license as a retail malt dealer; prescribing a penalty for the violation of this Act; providing that prosecutions thereunder shall have precedence in the district court; providing that persons convicted for violations of this Act shall not have the benefit of the suspended sentence act, and declaring an emergency."